

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

5 FELTON L. MATTHEWS, JR.,)
6 Petitioner,) 2:11-cv-01443-PMP-GWF
7 vs.)
8 WARDEN NEVENS, *et al.*,) ORDER
9)
10 Respondents.) /

11 This action proceeds on a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241, by
12 petitioner Felton Matthews, a Nevada prisoner. Before the Court is petitioner's Motion to Amend
13 the Order (ECF No. 6) and Motion for Certificate of Appealability (ECF No. 7)

14 Petitioner present arguments related to the timeliness of his state court motion to modify his
15 sentence, to his *in forma pauperis* status and to the Court’s directive that he should bring his issues
16 related to a disciplinary proceeding in a separate petition. Because this petition was dismissed as
17 successive, and for no other reason, his arguments are inapposite and unpersuasive.

18 The motion to amend the order (ECF No. 6) shall be **denied**. The motion for certificate of
19 appealability (ECF No. 7) shall also be **denied as moot**, where the Court has already determined no
20 certificate of appeal is warranted.

IT IS SO ORDERED.

23 | DATED: October 7, 2011.

Philip M. Orr

PHILIP M. PRO
United States District Judge